

9/12/2002 1:39 PM FROM: 503-578-5040 IBM TO: 9-1-703-7439 PAGE: 008 OF 012

N 10-01IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: V. Kashyap

Serial No.: 10/040,123

Filed: December 31, 2001

Group Art Unit: 2184

Examiner: Unassigned

Title: CONNECTION CACHE FOR HIGHLY AVAILABLE TCP SYSTEMS
WITH FAIL OVER CONNECTIONSAssistant Commissioner for Patents
Washington, D.C. 20231

By fax to 703-746-7239 - TC2100

REQUEST FOR CORRECTED FILING RECEIPT

Applicant has received the official Filing Receipt for the above-referenced patent application (copy attached as Exhibit A). A corrected filing receipt is requested for the following point of information:

This application's Declaration (attached as Exhibit B) claimed the benefit of the priority of U.S. Patent Application Serial No. 09/752,841, filed on December 29, 2000. The Filing Receipt failed to reflect that claim of domestic priority.

This application is, in fact, a continuation-in-part of that U.S. Patent No. 09/752,841, although that fact was not reflected on the Transmittal submitted at filing. Applicant is filing concurrently with this Request a Preliminary Amendment to include the appropriate cross-reference to that application.

Docket No.: BEA9-2000-0011-US2
Serial No.: 10/040,123

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Request for Corrected Filing Receipt
September 12, 2002

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Applicant respectfully requests that a corrected filing receipt be issued and forwarded to the undersigned, reflecting this application's status as a continuation-in-part (CIP) of U.S. Patent Application Serial No. 09/752,841, filed on December 29, 2000.



Pryor A. Garnett
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Exhibit A**UNITED STATES PATENT AND TRADEMARK OFFICE**

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL.FEP.RECD	ATTY.DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/040,123	12/31/2001	2184	740	BEA920000011US2	7	15	2

CONFIRMATION NO. 8785

FILING RECEIPT

OC00000007434507

Pryor Garnett, Counsel
 IBM Corporation
 Intellectual Property Law Dept., EDO2-06
 15450 SW Koll Parkway
 Beaverton, OR 97008-8063

Date Mailed: 02/07/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Vivek Kashyap, Beaverton, OR;

Assignment For Published Patent Application

International Business Machines Corporation, Armonk, NY;

Domestic Priority data as claimed by applicant**Foreign Applications**

If Required, Foreign Filing License Granted 02/06/2002

Projected Publication Date: 07/03/2003

Non-Publication Request: No

Early Publication Request: No

IBM BRA IP Law
Calendared for: <u>NA</u>
Folder: <u>2/18/02_Kathy's</u>
WPTS: <u>2/18/02_Pryor's</u>

Title

Connection cache for highly available TCP systems with fail over connections

Preliminary Class

IBM

FEB 14 2002

LEGAL DEPT.

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Exhibit B

BEA92000001IUS2

**DECLARATION AND POWER OF ATTORNEY FOR
PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Connection Cache for Highly Available TCP Systems with Fail Over Connections

the specification of which is attached hereto.

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below, and I have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

(NONE)

I claim the benefit under Title 35, United States Code, §120 of any United States Application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information material to the patentability of this application as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

United States Patent Application Serial No. 09/752,841 filed December 29, 2000.

All statements made herein of my own knowledge are true, and all statements made on information and belief are believed to be true. Further, these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Declaration and Power of Attorney

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Exhibit B

BEA920000011US2

POWER OF ATTORNEY

As a named inventor I hereby appoint the following attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Pryor A. Garnett - 32,136

William B. Porter, III - 33,135
John E. Hoel - 26,279
Christopher A. Hughes - 26,914
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Full name of sole or first Inventor:

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Inventor's Signature31 December, 2001
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This declaration ends with this page.

Declaration and Power of Attorney

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September 12, 2002